

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lebel ET AL.

Serial No: 09/768,043

Filing Date: January 22, 2001

Date:

Title: AMBULATORY MEDICAL APPARATUS AND METHOD USING A ROBUST COMMUNICATION PROTOCOL



Examiner: unknown

Group Art Unit: 3763

Docket No. 047711/0216

**CERTIFICATE UNDER 37 CFR 1.8:**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on July 18, 2002.

*Richard Ruggiero*  
 RICHARD RUGGIERO

**INFORMATION DISCLOSURE STATEMENT**

Assistant Commissioner for Patents  
 Washington, D.C. 20231

Dear Sir:

In accordance with 37 CFR §1.97(b)(3), the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. The undersigned hereby states in accordance with 37 C.F.R. § 1.97(e)(1) that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to filing of this Statement. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

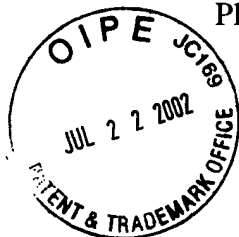
In accordance with 37 CFR §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

No representation is made that a reference is "prior art" within the meaning of 35 USC §§102 and 103 and Applicant reserves the right, pursuant to 37 §1.131 or otherwise, to establish that the references are not "prior art." Moreover, Applicant does not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

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Consideration of the items listed is respectfully requested. Pursuant to the provisions of MPEP 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees, if any, to Deposit Account No. 50-0872.



Respectfully submitted,

A handwritten signature in black ink, appearing to read "Ted R. Rattmaster".

Ted R. Rattmaster  
Reg. No. 32,933

Dated: July 18, 2002

FOLEY & LARDNER  
2029 Century Park East, 35<sup>th</sup> Floor  
Los Angeles, Ca 90067-3021  
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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on July 18, 2002.

By: 

Richard Ruggiero

Commissioner for Patents  
Washington, D.C. 20231

Sir:

We are transmitting herewith the attached:

- ☒ Information Disclosure Statement
- ☒ Form PTO-1449
- ☒ Copies of Cited References
- ☒ Return postcard

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Please charge any fees associated with this transmittal to Deposit Account No 50-0872. A duplicate of this sheet is enclosed.

Date: July 18, 2002

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2029 Century Park East  
35<sup>th</sup> Floor  
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By: 

Name: Ted Rittmaster  
Reg. No.: 32,933  
TRR/rsr

July 18, 2002

Sheet 1 of 1

Form PTO-1449

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO.

047711/0216

SERIAL NO.

09/768,043

## INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

APPLICANT

Lebel et al.

FILING DATE

January 22, 2001

GROUP ART UNIT

3763

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
		5,127,404	07/07/92	Wyborny et al.			
		5,191,326	03/02/93	Montgomery			
		5,416,695	05/16/95	Stutman et al.			
		5,438,621	08/01/95	Hornak et al.			
		5,659,299	08/19/97	Williamson et al.			
		5,718,234	02/17/98	Warden et al.			
		6,026,124	02/15/00	Lee et al.			

## FOREIGN PATENT DOCUMENTS

REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION
	WO 97/18639	05/22/97	PCT			YES NO
	0 346 783	06/10/89	EPO			

## OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.)

	PCT International Search Report as issued in International Application Number PCT/US01/23003, Mailing Date July 3, 2002
	PCT International Search Report as issued in International Application Number PCT/US01/22926, Mailing Date July 8, 2002

EXAMINER

DATE CONSIDERED

\* EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include any copy of this form with next communication to applicant.